

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office..... JUN 23 1975
 Returned to applicant for correction..... JUL 3 1975
 Corrected application filed..... AUG 6 1975
 Map filed..... AUG 6 1975

The applicant Bartley H. and Lily E. O'Toole
Rt. 1, Box 13, of Austin,
Street and No. or P.O. Box No. City or Town
Nevada 89310, hereby make.... application for permission to appropriate the public
State and Zip Code No.
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground
Name of stream, lake or other source.
2. The amount of water applied for is 0.20 second-feet
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet.....acre-feet
3. The water to be used for Domestic and Commercial (Bar, Restaurant Store and Service Station)
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
 - (a) Irrigation (state number of acres to be irrigated).....
 - (b) Stockwater (state number and kinds of animals to be watered).....
 - (c) Other use (describe fully under "No. 12. Remarks").....
 - (d) Power:
 - (1) Horsepower developed.....
 - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: NW¼ SW¼ of Section 34, T13N., R.39E., MCB&M (Unsurveyed) or at a point from which the
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.
southwest Corner of Section 31, T13N., R.39E., MDB&M, bears S 82° 44' W 17091.7 feet, distant
6. Place of use NW¼ SW¼ Section 34, T.13N., R.39E., M.D.B. & M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.
(Unsurveyed)

7. Use will begin about January 1st and end about December 31st, of each year.
Day and Month Day and Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, Pump, pipelines

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$5,000.00
10. Estimated time required to construct works.....one year
11. Estimated time required to complete the application to beneficial use.....one year
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant.....Bartley and Lily O'Toole

Pro. 9/25/75 by Bus T. Hedgcorth
Overruled 12/5/75 #2100

By s/ E. P. Osgood, Jr.

E. P. Osgood

Compared.....bs/ga

lk/bs

129 Bell Street

Reno, Nevada 89502

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water granted herein at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.20.....cubic feet per second.....but not to exceed.....1.04 million gallons annually.

Actual construction work shall begin on or before.....September 16, 1976

Proof of commencement of work shall be filed before.....October 16, 1976

Work must be prosecuted with reasonable diligence and be completed on or before.....September 16, 1977

Proof of completion of work shall be filed before.....October 16, 1977

Application of water to beneficial use shall be made on or before.....September 16, 1979

Proof of the application of water to beneficial use shall be filed on or before.....October 16, 1979

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD,
Completion of work filed.....State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed.....my office, this.....16th.....day of.....March.....
Cultural map filed.....

Certificate No. 1976-1976 A.D. 1976

Recorded.....OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

State Engineer